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8 **UNITED STATES DISTRICT COURT**
9 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**
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11 SUSAN IHRIG and
12 ETHAN IHRIG,

13 Plaintiffs,

14 v.

15 CITY OF CYPRESS,
16 RUSSELLS TOWING, LLC,
17 REBECCA MONDON
18 CHRISTOPHER SPINOLA,
19 CHRISTOPHER N. TICORAT,
20 LUIS E. CASTILLO, and
21 DOES 1-10, inclusive,

22 Defendants.
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Case No. 8:23-cv-01103-JWH-ADS

**ORDER TO SHOW CAUSE FOR
FAILURE TO FILE SETTLEMENT
REPORT**

1 Plaintiffs Susan and Ethan Ihrig filed the instant action against
 2 Defendants City of Cypress; Russells Towing, LLC; Rebecca Mondon;
 3 Christopher Spinola; Christopher N. Ticator; and Luis E. Castillo in June 2023.¹
 4 In October 2023, the Court issued the Scheduling Order, which set the deadline
 5 for conducting a settlement conference for June 14, 2024.² The Court
 6 subsequently issued an ADR Order referring the parties to private mediation to
 7 be completed by that June 14, 2024, deadline.³ That ADR Order also directed
 8 that “[t]he parties shall file a joint report no later than seven (7) days after the
 9 ADR proceeding regarding the progress of the settlement discussions.”⁴

10 In April 2023, the parties filed a joint stipulation to amend the scheduling
 11 order, requesting that all dates, including the ADR deadline, be continued by
 12 five months,⁵ but the Court denied that request four days later.⁶

13 As of the date of this Order, the parties have failed to file a joint report
 14 regarding the progress of the settlement discussions. Accordingly, the Court
 15 **ORDERS** each party and their counsel to **SHOW CAUSE** why the Court
 16 should not impose sanctions for their failure to comply with the ADR Order.

17 For the foregoing reasons, the Court hereby **ORDERS** as follows:

18 1. The parties are **ORDERED** to file a joint report no later than
 19 August 19, 2024, that advises the Court regarding the progress of their
 20 settlement discussions.

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 22 ¹ See generally Compl. [ECF No. 1].

23 ² See generally Civil Trial Scheduling Order [ECF No. 28].

24 ³ See generally Order/Referral to ADR Procedure No. 3 (the “ADR
 25 Order”) [ECF No. 29].

26 ⁴ See generally *id.*

27 ⁵ Stipulation to Continue [ECF No. 31].

28 ⁶ Order Den. Stipulation to Continue [ECF No. 32].

1 2. Each party and his, her, or its respective counsel is **DIRECTED** to
2 show cause in writing on or before August 23, 2024, why sanctions should not be
3 imposed against that party, or his, her, or its counsel, or both, for their failure to
4 comply with the ADR Order.

5 3. A hearing on this OSC is **SET** for August 30, 2024, at 9:00 a.m.
6 All counsel of record are **DIRECTED** to appear in person at that time in
7 Courtroom 9D of the Ronald Reagan Federal Building and U.S. Courthouse, 411
8 W. 4th Street, Santa Ana, California.

9 **IT IS SO ORDERED.**

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11 Dated: August 15, 2024



John W. Holcomb
UNITED STATES DISTRICT JUDGE